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Attorneys for Defendant Cowen and Company, LLC

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

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ROCKER MANAGEMENT, L.L.C.; ROCKER:
PARTNERS, L.P.; ROCKER OFFSHORE :
MANAGEMENT COMPANY, INC.; and :
COMPASS HOLDINGS LTD., :
:
Plaintiffs, :
:
- against - :
:
Civil Action No.: 00-CV-5965 (JCL)
Honorable John C. Lifland, U.S.D.J.
LERNOUT & HAUSPIE SPEECH :
PRODUCTS N.V., FLANDERS LANGUAGE :
VALLEY FUND N.V.; JO LERNOUT; POL :
HAUSPIE; GASTON BASTIAENS; CARL : **NOTICE OF MOTION FOR**
DAMMEKENS; ALLAN FORSEY; ELLEN : **SUMMARY JUDGMENT**
SPOOREN; ERWIN VANDENDRIESSCHE; :
KOEN BOWERS; GERALD CALABRESE; :
SG COWEN SECURITIES CORPORATION; :
KPMG BELGIUM; KPMG UK; KPMG LLC; : **Oral Argument Requested**
PAUL BEHETS; CORPORATIONS A – Z; :
JOHN DOES 1 – 50, :
:
Defendants. :
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TO: Lawrence M. Rolnick, Esq.
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-and-

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COUNSEL:

PLEASE TAKE NOTICE that on the ____ day of December 2006, at 9:00 a.m. or as soon thereafter as counsel can be heard, Defendant Cowen and Company, LLC ("Cowen") f/k/a SG Cowen Securities Corporation, by and through its attorneys, Skadden, Arps, Slate, Meagher & Flom LLP, Four Times Square, New York, New York, 10036, shall and do hereby apply to the United States District Court for the District of New Jersey, at the United States Courthouse, 50 Walnut Street, Newark, New Jersey, for an Order, pursuant to Rule 56 of the Federal Rules of Civil Procedure, for an Order granting summary judgment in favor of Cowen on Count IV of the First Amended Complaint and dismissing, pursuant to 28 U.S.C. § 1367(c), the claims asserted in Counts V-VII.

PLEASE TAKE FURTHER NOTICE that in support of this motion, Cowen relies on its accompanying its Memorandum of Law, Statement of Material Facts Pursuant to Local Civil Rule 56.1, Declaration of John Boyle, and Appendix of Unreported Decisions.

PLEASE TAKE FURTHER NOTICE that oral argument is requested.

Dated: November 10, 2006

SKADDEN, ARPS, SLATE, MEAGHER
& FLOM LLP
Attorneys for Defendant Cowen and Company, L.L.C.

BY: s/ Cynthia V. Fitzgerald
Cynthia V. Fitzgerald